

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

UNITED STATES OF AMERICA

V.

NO. 3:19-MJ-715-BH

JOSE ANGUIANO (1)
OSCAR GOMEZ-HUETRA (2)
PEDRO PEREZ-VELAZQUEZ (3)

MOTION FOR PRETRIAL DETENTION

The United States moves for pretrial detention of defendants, **Jose Anguiano, Oscar Gomez-Huerta, and Pedro Perez**, pursuant to 18 U.S.C. §3142(e) and (f).

1. Eligibility of Case. This case is eligible for a detention order because the case involves (check all that apply):

- ☐ Crime of violence (18 U.S.C. §3156);
- ☐ Maximum sentence life imprisonment or death
- ☒ 10 + year drug offense
- ☐ Felony, with two prior convictions in above categories
- ☒ Serious risk defendants will flee
- ☐ Serious risk obstruction of justice
- ☐ Felony involving a minor victim
- ☐ Felony involving a firearm, destructive device, or any other dangerous weapon

_____ Felony involving a failure to register (18 U.S.C. § 2250)

2. Reason for Detention. The Court should detain defendant because there are no conditions of release which will reasonably assure (check one or both):

 X Defendants' appearance as required

 X Safety of any other person and the community

3. Rebuttable Presumption. The United States will/will not invoke the rebuttable presumption against defendant because (check one or both):

 x Probable cause to believe defendants committed 10+ year drug offense or firearms offense, 18 U.S.C. §924(c)

_____ Probable cause to believe defendant committed a federal crime of terrorism, 18 U.S.C. §2332b(g)(5)

_____ Probable cause to believe defendant committed an offense involving a minor, 18 U.S.C. §§1201, 2251

_____ Previous conviction for "eligible" offense committed while on pretrial bond

Pursuant to Fed. R. Crim. P. 32.1(a)(6) and 18 U.S.C. § 3142(a), the government opposes any motion by the defendants for release pending trial. The defendants cannot show by clear and convincing evidence that they are not a flight risk or a danger to the community. See Fed. R. Crim. P. 32.1(a)(6). The government asserts that there is no condition or combination of conditions that would reasonably assure the defendants' presence at trial. 18 U.S.C. § 3142(a)(3). For these reasons, the government asks that the

defendants be detained pending trial in this case.

4. Time For Detention Hearing. The United States requests the Court conduct the detention hearing,

___ At first appearance

___ After continuance of 1 day.

DATED this 15th day of August, 2019.

Respectfully submitted,

ERIN NEALY COX
UNITED STATES ATTORNEY

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CERTIFICATE OF SERVICE

I hereby certify that I filed this motion with the United States District Clerk for the Northern District of Texas and a copy will be provided to the defense counsel of record in accordance with the Federal Rules of Criminal Procedure. Certified on this 15th day of August 2019.

/s/ L. Rachael Jones
L. RACHAEL JONES
Assistant United States Attorney